

SENATE BILL 1119

D4

0lr3587

By: **Senator Munson**

Constitutional Requirements Complied with for Introduction in the last 35 Days of Session

Introduced and read first time: March 9, 2010

Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **Family Law – Registration of Family Day Care Homes – Exemption**

3 FOR the purpose of providing that certain family day care homes that provide care to
4 certain children for less than a certain period of time monthly are not required
5 to register with the State Department of Education; and generally relating to an
6 exemption from the requirement of registration for family day care homes.

7 BY repealing and reenacting, without amendments,
8 Article – Family Law
9 Section 5–550(a), (b), and (d)
10 Annotated Code of Maryland
11 (2006 Replacement Volume and 2009 Supplement)

12 BY repealing and reenacting, with amendments,
13 Article – Family Law
14 Section 5–550.1
15 Annotated Code of Maryland
16 (2006 Replacement Volume and 2009 Supplement)

17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
18 MARYLAND, That the Laws of Maryland read as follows:

19 **Article – Family Law**

20 5–550.

21 (a) In Part V of this subtitle the following words have the meanings
22 indicated.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (b) "Department" means the State Department of Education.

2 (d) "Family day care provider" means an individual who cares for no more
3 than eight children in a registered family day care home.

4 5-550.1.

5 (a) **[The] SUBJECT TO SUBSECTION (D) OF THIS SECTION, THE**
6 Department shall implement a system of registration for family day care homes.

7 (b) The purpose of registration of family day care homes is to:

8 (1) protect the health, safety, and welfare of children while they are in
9 family day care;

10 (2) identify family day care homes;

11 (3) provide basic technical assistance and child care information to day
12 care providers; and

13 (4) minimize the regulatory rigidity often associated with licensing.

14 (c) The system of registration is intended to promote a high degree of
15 flexibility in the regulation of family day care homes while assuring the health and
16 safety of children who are cared for in family day care homes.

17 **(D) A FAMILY DAY CARE HOME IS NOT REQUIRED TO REGISTER WITH**
18 **THE DEPARTMENT IF THE PROVIDER IS A FRIEND OF EACH CHILD'S PARENT OR**
19 **LEGAL GUARDIAN AND THE CARE IS PROVIDED ON A NONREGULAR BASIS OF**
20 **LESS THAN 25 HOURS A MONTH.**

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
22 October 1, 2010.